

42706-0400 (BC72)



#18  
W Lappington  
42706.0400 11/27/03

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of:

David Robert Weston, et al.

Serial No.: 09/039,202

Filed: March 13, 1998

For: METHOD AND APPARATUS FOR  
TRANSMITTING DATA

Patent Examiner: Salce, Jason P.

Group Art Unit: 2611

**RECEIVED**

January 14, 2003 **JAN 24 2003**

Irvine, California 92614 **Technology Center 2600**

**RESPONSE TO THE FIRST OFFICE ACTION**  
**IN CONTINUED PROSECUTION APPLICATION**  
**(37 CFR §§ 1.111, 1.112)**

Assistant Commissioner for Patents  
Washington, D.C. 20231

Dear Sirs:

In response to the Office Action of November 5, 2002, kindly enter the following  
Amendment:

**REMARKS**

Claims 1-3 and 5-11 remain in the Application. Applicant respectfully requests  
reconsideration.

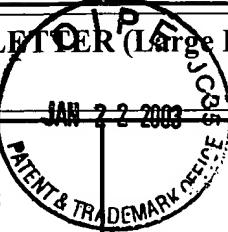
Claims 1-2 and 6-11 were rejected under 35 U.S.C. § 103(a) as unpatentable over  
*Lappington, et al.* (US 5,734,413) in view of *Lyons* (US 5,864,557). Applicant respectfully  
traverses.

## AMENDMENT TRANSMITTAL LETTER (Large Entity)

Applicant(s): David Robert Weston, et al.

Docket No.

42706-0400 (BC72)

Serial No.  
09/039,202Filing Date  
March 13, 1998Examiner  
Salce, Jason P.Group Art Unit  
2611

Invention: METHOD AND APPARATUS FOR TRANSMITTING DATA

**RECEIVED**TO THE ASSISTANT COMMISSIONER FOR PATENTS:**JAN 24 2003**

Transmitted herewith is an amendment in the above-identified application.

**Technology Center 2600**

The fee has been calculated and is transmitted as shown below.

## CLAIMS AS AMENDED

	CLAIMS REMAINING AFTER AMENDMENT	HIGHEST # PREV. PAID FOR	NUMBER EXTRA CLAIMS PRESENT	RATE	ADDITIONAL FEE
TOTAL CLAIMS	10 -	20 =	0	x \$18.00	\$0.00
INDEP. CLAIMS	3 -	3 =	0	x \$84.00	\$0.00
Multiple Dependent Claims (check if applicable)		<input type="checkbox"/>			\$0.00
					<b>\$0.00</b>
		<b>TOTAL ADDITIONAL FEE FOR THIS AMENDMENT</b>			<b>\$0.00</b>

No additional fee is required for amendment.

Please charge Deposit Account No. \_\_\_\_\_ in the amount of \_\_\_\_\_  
A duplicate copy of this sheet is enclosed.

A check in the amount of \_\_\_\_\_ to cover the filing fee is enclosed.

The Commissioner is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account No. 19-2814  
A duplicate copy of this sheet is enclosed.

Any additional filing fees required under 37 C.F.R. 1.16.

Any patent application processing fees under 37 CFR 1.17.

Signature

Dated: January 14, 2003

Albin H. Gess, Esq.

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I certify that this document and fee is being deposited on 1-14-03 with the U.S. Postal Service as first class mail under 37 C.F.R. 1.8 and is addressed to the Assistant Commissioner for Patents, Washington, D.C. 20231.

Signature of Person Mailing Correspondence

Sandy Malec

Typed or Printed Name of Person Mailing Correspondence

CC: